

August  
Marziliano/

06/18/2007 11:35 AM

To Francine Piper/

cc

bcc

Subject Fw: Vioxx Transfer Order (CTO-98)

Frannie MDL transfer out yours is 07 CV 1575

Fida Can you do 07 CV 1356 for Erica??

Tell me when you are done

Please read entire e-mail below

Thanks

NEW YORK EASTERN

NYE 1 07-1356

NYE 1 07-1575

Elizabeth Alexander v. Merck & Co., Inc.  
Gloria Marie-Rubin, et al. v. Merck & Co., Inc.

07-3147

07-3148

NEW YORK SOUTHERN



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E-mail: August\_Marziliano@

— Forwarded by August Marziliano

on 06/18/2007 11:33 AM —

Guilbeau,

To :

06/18/2007 11:27 AM

cc

Subject Vioxx Transfer Order (CTO-98)

IN RE: MDL 1657  
VIOXX PRODUCTS LIABILITY LITIGATION

Attached is a certified copy of the transfer order received from the Multidistrict Litigation Panel in Washington, D.C. It instructs that the case(s) listed be transferred to our district for disposition pursuant to Title 28 USC 1407, as soon as possible. The order includes the case number(s) assigned to each action by the Eastern District of Louisiana.

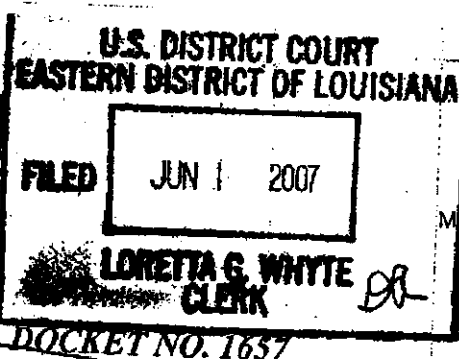
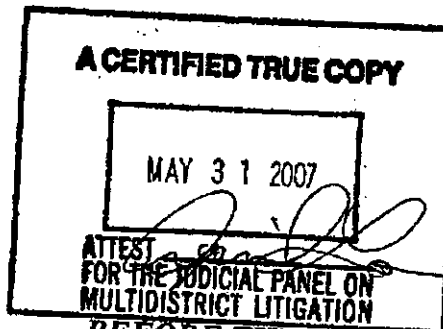
The Honorable Eldon E. Fallon, U.S. District Judge, issued an order directing that the transferred of records consist of only a copy of the complaint (including notice of removal, if applicable), any amendments, the docket sheet and the MDL Transfer Order.

Please forward the above requested documents, preferably as PDF documents attached to an email addressed to [viox\\_md1\\_clerk@laed.uscourts.gov](mailto:viox_md1_clerk@laed.uscourts.gov). Please attach separate PDFs for each of the documents. If this is not possible, please forward the printed copies of the requested documents via mail.

Should you have any questions regarding this request, please contact Dina Guilbeau at (504)589-7704.

Very truly yours,  
Loretta G. Whyte, Clerk  
Eastern District of Louisiana

  
CTO-98.pdf



JUDICIAL PANEL ON  
MULTIDISTRICT LITIGATION

MAY 15 2007

FILED  
CLERK'S OFFICE

**BEFORE THE JUDICIAL PANEL ON MULTIDISTRICT LITIGATION**

**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS  
LIABILITY LITIGATION**

**(SEE ATTACHED SCHEDULE)**

**CONDITIONAL TRANSFER ORDER (CTO-98)**

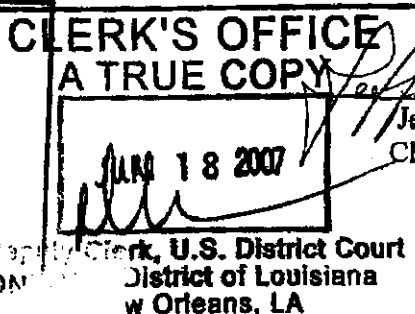
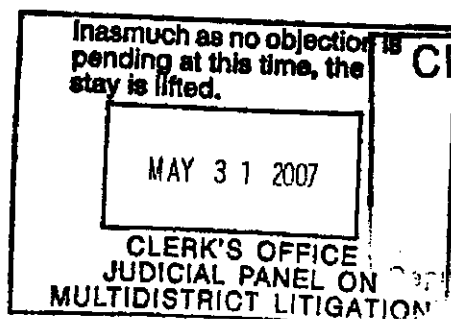
On February 16, 2005, the Panel transferred 138 civil actions to the United States District Court for the Eastern District of Louisiana for coordinated or consolidated pretrial proceedings pursuant to 28 U.S.C. § 1407. See 360 F.Supp.2d 1352 (J.P.M.L. 2005). Since that time, 6,142 additional actions have been transferred to the Eastern District of Louisiana. With the consent of that court, all such actions have been assigned to the Honorable Eldon E. Fallon.

It appears that the actions on this conditional transfer order involve questions of fact that are common to the actions previously transferred to the Eastern District of Louisiana and assigned to Judge Fallon.

Pursuant to Rule 7.4 of the Rules of Procedure of the Judicial Panel on Multidistrict Litigation, 199 F.R.D. 425, 435-36 (2001), these actions are transferred under 28 U.S.C. § 1407 to the Eastern District of Louisiana for the reasons stated in the order of February 16, 2005, and, with the consent of that court, assigned to the Honorable Eldon E. Fallon.

This order does not become effective until it is filed in the Office of the Clerk of the United States District Court for the Eastern District of Louisiana. The transmittal of this order to said Clerk shall be stayed 15 days from the entry thereof. If any party files a notice of opposition with the Clerk of the Panel within this 15-day period, the stay will be continued until further order of the Panel.

FOR THE PANEL:



Fee \_\_\_\_\_  
Process \_\_\_\_\_  
☒ Dktd. CLM  
CtRmDep \_\_\_\_\_  
Doc. No. 11872

**SCHEDULE CTO-98 - TAG-ALONG ACTIONS**  
**DOCKET NO. 1657**  
**IN RE VIOXX MARKETING, SALES PRACTICES AND PRODUCTS LIABILITY**  
**LITIGATION**

<u>DIST. DIV. C.A. #</u>	<u>CASE CAPTION</u>	<u>CASE NUMBER</u>
FLORIDA SOUTHERN FLS 1 07-21046	Julio Davila, et al. v. Merck & Co., Inc.	EASTERN DIST. OF LA 07-3143
MARYLAND MD 1 07-1021 MD 1 07-1022	Shirley Jean Witt, et al. v. Merck & Co., Inc. Ruby Stubbs-Sample, et al. v. Merck & Co., Inc.	07-3144 07-3145
MAINE ME 2 07-74	Joseph Connell v. Merck & Co., Inc.	07-3146
NEVADA <del>NV 2 07-470</del>	<del>Richard Booth, et al. v. Merck &amp; Co., Inc., et al.</del>	<del>OPPOSED 5/23/07</del>
NEW YORK EASTERN NYS 1 07-1356 NYS 1 07-1575	Elizabeth Alexander v. Merck & Co., Inc. Gloria Marie-Rubin, et al. v. Merck & Co., Inc.	07-3147 07-3148
NEW YORK SOUTHERN NYS 1 07-2666 NYS 1 07-2674 NYS 1 07-3292 NYS 1 07-3333	Francesco Ricci, et al. v. Merck & Co., Inc. Johen Manuel Rodriguez v. Merck & Co., Inc. Dennis Rini, etc. v. Merck & Co., Inc. Pelhumb Kulla, et al. v. Merck & Co., Inc.	07-3149 07-3150 07-3151 07-3152
PENNSYLVANIA WESTERN PAW 1 07-87	Alice Speed v. Merck & Co., Inc.	07-3153
RHODE ISLAND RI 1 07-145	Majed Mell v. Merck & Co., Inc.	07-3154
SOUTH CAROLINA SC 4 07-1052 SC 6 07-1076	Patricia Ridgle v. Merck & Co., Inc. James E. French, et al. v. Merck & Co., Inc.	07-3155 07-3156
TEXAS SOUTHERN TXS 4 07-1358 TXS 4 07-1380	Shirley Kelly v. Merck & Co., Inc. Petra G. Mitchell v. Merck & Co., Inc.	07-3157 07-3158
WASHINGTON WESTERN WAW 3 07-5199	Mary R. Dalrymple, et al. v. Merck & Co., Inc.	07-3159